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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: October 27, 2006 Name: Joshua E. Garfield Reg. No. 58,416 Signature: Joshua E. Garfield

BRINKS
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GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Masayuki TSUDA et al.

Appln. No.: 10/811,060

Filed: March 26, 2004

For: COMMUNICATION TERMINAL DEVICE
AND PROGRAM

Examiner: Saleh Najjar

Art Unit: 2155

Attorney Docket No: 9683/178

Mail Stop: IDS
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in duplicate); Third Supplemental Information Disclosure Statement; Form PTO-1449; 1 Cited Reference (European Examination Report - D1)
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

October 27, 2006
Date

Joshua E. Garfield
Joshua E. Garfield (Reg. No. 58,416)



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THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicant hereby cites the following references:

Non Patent Literature Documents

European Examination Report, EP App. No. 04 007 536.8, September 25, 2006.

Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). The European Examination Report cited herein is for a corresponding European Application, EP App. No. 04 007 536.8. The Applicant has determined that the references cited by the Examination Report were previously cited by the Applicant and submitted with prior Statements. A copy of the European Examination Report is included with this Statement. The Applicant respectfully requests the Examiner's consideration of the European Examination Report and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

October 27, 2006

Date


Joshua E. Garfield (Reg. No. 58,416)

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200



TO-1449	APPLICATION NO. 10/811,060	ATTORNEY DOCKET NO. 9683/178
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT	FILING DATE March 26, 2004	GROUP ART UNIT 2155
(use several sheets if necessary)	APPLICANTS: Masayuki TSUDA et al.	

U.S. PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Filing Date

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Country Code, Number -Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Translation Yes or No

EXAMINER INITIALS	NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.		Translation Yes or No
	D1	European Examination Report, EP App. No. 04 007 536.8, September 25, 2006.	

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.